

Docket No.: 0071-0593PUS1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Akira MITSUI et al.

Application No.: 10/500,701

Confirmation No.: 2439

Filed: July 2, 2004

Art Unit: 1711

For: LOW MOLECULAR WEIGHT
POLYPHENYLENE ETHER

Examiner: D. Truong

LETTER REGARDING NON-CONSIDERATION OF IDS REFERENCES

MS Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Upon reviewing the present application prior to payment of the issue fee, Applicants note that the following five (5) references submitted to the USPTO have not been properly considered by the Examiner. Specifically, the five (5) references and their relevance are set forth on the following page.

Reference Not Considered

Explanation of Relevance

JP-49-28919

(Originally filed in IDS of March 19, 2007)

The content of this document is quite similar to Dalton (U.S. Patent No. 4,463,164). That is, the solvent for polymerization is not the one suitable for obtaining the low molecular weight PPE claimed in the present application.

JP-49-25095

(Originally filed in IDS of July 2, 2004)

This reference is cited in the International Search Report submitted on July 2, 2004. Additionally, the content thereof is listed in the International Search Report.

JP-62-69328

(Originally filed in IDS of July 2, 2004)

This reference is cited in the International Search Report submitted on July 2, 2004. Additionally, the content thereof is listed in the International Search Report and in the present specification.

JP-2003-12796

(Originally filed in IDS of July 2, 2004)

This reference is cited in the International Search Report submitted on July 2, 2004. The reference is categorized as an "EX" reference.

JP-2000-281779

(Originally filed in IDS of July 2, 2004)

This reference is cited in the International Search Report submitted on July 2, 2004. The reference is categorized as an "A" reference.

Copies of the PTO-1449/PTO-SB08 forms which accompanied the documents set forth above are attached hereto.

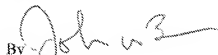
Based upon the explanation set forth above, the Examiner is respectfully requested to return initialed copies of the PTO-1449/PTO-SB08 forms, showing consideration of the references set forth above, to the undersigned.

If the Examiner has any questions concerning the present matter, he/she is requested to contact the undersigned.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to our Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

Dated: JUN 29 2007

Respectfully submitted,



By John W. Bailey

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Attachment(s):

☒ PTO-SB08/PTO-1449 Forms

Form PTO-1449	ATTN. SECRET NO. 0071-0593PUS1	APPLICATION NO. NEW
INFORMATION DISCLOSURE CITATION IN AN APPLICATION (Use several sheets if necessary)		
APPLICANT MITSUI, Akira et al		FILING DATE July 2, 2004
		GROUP

U.S. PATENT DOCUMENTS

FOREIGN INITIAL	DOCUMENT NUMBER	Kind	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROVED
	US 6,211,327	B1	2001-04-03	F. M. Braat et al.			
	US						
	US						
	US						
	US						
	US						
	US						
	US						
	US						
	US						

FOREIGN PATENT DOCUMENTS

Office	DOCUMENT NUMBER	Kind	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION	
							YES	NO
JP	49-025095	A	1974-03-06	JAPAN			ISR	
JP	62-39628	A	1987-02-20	JAPAN			ISR	
WO	00/46273	A1	2000-08-10	WO			X	
JP	2003-12796	A	2003-01-15	JAPAN			ISR	
JP	2000-281779	A	2000-10-10	JAPAN			ISR	

OTHER DOCUMENTS

(Include Name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-serial number(s), publisher, city and/or country where published)

EXAMINER	DATE CONSIDERED
(Remarks: Journal is citation considered, whether or not citation is in conformance with M.P.S.P. 649; Draw line through citation if not in conformance and not considered. Include copy of this form with each transmittal to applicant.)	

Substitute for form 1449/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Application Number	10/500,701-Conf. #2439
				Filing Date	July 2, 2004
				First Named Inventor	Akira MITSUI
				Art Unit	1711
				Examiner Name	D. Truong
Sheet	1	of	1	Attorney Docket Number	0071-0593PUS1

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	⁶
	BA	JP-49-26318	07-08-1974			
	BB	JP-49-26919	07-30-1974			

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kind Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS				
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issu number(s), publisher, city and/or country where published.		²

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached

Examiner Signature	Date Considered
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